THE HON. JAMES L. ROBART

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON, SEATTLE

BENNETT HASELTON, an individual; PEACEFIRE, INC., a Washington corporation, **Plaintiffs,** v. **VALUECLICK, INC, a California corporation; and JOHN DOES, I-X,** **Defendants.**	**NO. CV7-0387** **JOINT STATUS REPORT** [**JURY DEMAND**]

Counsel for all parties herein conferred telephonically on June 15, 2007 pursuant to FRCP 26(f) and now together hereby submit this Joint Status Report.

1. A statement of the nature and complexity of the case. Plaintiffs' complaint seeks redress for what they allege to be the unlawful initiation and transmission of electronic mail under 15 USC 7701 et seq., and RCW 19.190 et seq. Defendants deny the claims.

A statement of which ADR method (mediation, arbitration, or other) should be used.

Mediation.

2. **Unless all parties agree that there should be no ADR, a statement of when mediation or another ADR proceeding under Local Rule CR 39.1 should take place.**

On or before April 1, 2008.

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3. A proposed deadline for joining additional parties.

September 1, 2007

4. A proposed discovery plan.

Rule 26(f) Conference: A telephonic discovery conference between the parties took place on June 15**, 2007**. The parties have exchanged initial disclosures to their mutual satisfaction.

a. **Electronic Exchange of Documents:** The expense of discovery can be minimized by agreement of all parties to cooperate to exchange document electronically whenever possible. The parties agree that each responding party will Bates stamp all paper and PDF documents produced. The parties further agree they will accept e-mail service of all documents, including service of propounding discovery and discovery responses, and any other documents required to be served (e.g., service of papers filed under seal). E-mail service on Plaintiffs will be valid upon delivery to both <bob@ijusticelaw.com> and <doug@mckinleylaw.com>. E-mail service on ValueClick will be valid upon delivery to 'todaro@pypfirm.com'.

b. **Discovery Cutoff:** The parties request a discovery cutoff of Janua**ry 31, 2008**.

c. **Filing deadline for Discovery Motions:** The parties request a filing deadline for motions to compel of **January 31, 2008**. In the event the Court grants a discovery motion after the discovery cutoff, then the parties would conduct further discovery limited to the relief provided in such an order.

d. **Dispositive Motions:** The parties request a dispositive motion filing deadline of **February 28, 2008.**

e. There will be no phased discovery.

f. The number of interrogatories shall be expanded to 45 for each party.

5. Whether the parties agree that a full-time magistrate judge may conduct all proceedings, including trial and the entry of judgment, under 28 U.S.C. § 636(c) and Local Rule MJR 13.

The parties are not amenable to a full-time Magistrate Judge to conduct all proceedings.

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6. Whether the case should be bifurcated by trying the liability issues before the damages issues, or bifurcated in any other way.

The parties agree this matter should not be bifurcated.

7. Whether the pretrial statements and pretrial order called for by Local Rules CR 16(e), (h), (i), and (l) and 16.1 should be dispensed with in whole or in part for the sake of economy.

The parties agree to postpone the decision as to whether the pretrial statements and pretrial order should be dispensed with in whole or in part for the sake of economy. Upon completion of discovery, the parties would likely be in a better position to decide this matter.

8. The date the case will be ready for trial.

The parties request that trial be scheduled for a date at least five months after the deadline for dispositive motions so that the Court may have ample opportunity to rule before the parties begin trial preparation, which may unnecessarily include claims that may be disposed of by motion. The parties propose a trial date of **August 30, 2008**.

9. Whether the trial will be jury or non-jury.

Plaintiff has made a jury demand.

10. The number of trial days required.

The parties anticipate that the case can be tried in five (5) days.

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11. The names, addresses, and telephone numbers of all trial counsel.

For Plaintiffs:
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For Defendants:
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12. If on the due date of the Report, all defendants or respondents have not been served, counsel for the plaintiffs shall advise the Court when service will be effected, why it was not made earlier, and shall provide a proposed schedule for the required FRCP 26(f) conference and FRCP 26(a) initial disclosures.

The parties agree that all named defendants have been served.

13. Whether any party wishes a scheduling conference prior to a scheduling order being entered in the case.

The parties agree that a further scheduling conference, prior to a scheduling order being entered in this case, is not currently necessary.

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DATED this 18 day of June, 2007
i.Justice Law, P.C.

By: /s/ Robert J. Siegel____
Robert J. Siegel
WSBA# 17312

Attorney for Plaintiff

DATED this 18 day of June, 2007
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CERTIFICATE OF SERVICE

I hereby certify that on June 18, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

I.JUSTICE LAW, P.C.

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